IN THE HIGH COURT OF JUDICATURE OF ANDHRA PRADESH AT HYDERABAD

(Special Original Jurisdiction)

FRIDAY, THE ELEVENTH DAY OF FEBRUARY

TWO THOUSAND AND FIVE

:PRESENT:

THE HON'BLE MR JUSTICE : K.C. BHANU

WRIT PETITION NO : 1115 of 2005

Between:

The Mulkanoor Cooperative Rural Bank & Marketing Society Limited, Mulkanoor, Karimnagar District Rep. by its General Manager Mr.M.Laxma Reddy S/o.Sri Guruva Reddy, R/o.Mulkanoor, Karimnagar.

..... PETITIONER

AND

1 The Employees Provident Fund Organisation, 3-4-783, Bhavishyanidi Bhawan, Barkatpura, Hyderabad, Rep. by its Regional Provident Fund Commissioner II (C&R).
2 Durgaiah S/o.Veeramallu R/o.Mulkanoor Post Bheemadevarapalli Mandal
Karimnagar District.
3 M. Raja Mallu S/o.Mallaiah Mulkanoor Post Bheemadevarapalli Mandal Karimnagar District.
4 Sethuri Komaraiah s/o. Gattaiah Mulkanoor Post Bheemadevarapalli Mandal Karimanagar District.
5. Boda Saraiah S/o.Ilaiah Kothapalli Bheemadevarapalli Mandal Karimnagar
District.
6 Racharla Ravi S/o.Kanakaiah Gatta Narasingapur Bheemadevarapalli Mandal Karimnagar District.
7 Gutam Linga Reddy S/o.Not known to petitioner Bheemadevarapalli Mandal Karimnagar District.
8 Dastari Eswaraiah S/o.Not known to petitioner Bheemadevarapalli village andMandal Karimnagar District.
9 Boinapalli Ratnakara Rao S/o.Not known to petitioner Bheemadevarapalli village and Mandal Karimnagar District.
10 Ballampalli Ramulu S/o.Not known to petitioner Beemadevarapalli village and Mandal Karimnagar District.
11 Pattipaka Komarelii S/o.Not known to petitioner Bheemadevarapalli village and Mandal Karimnagar District.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue an order direction or writ particularly one in the nature of writ of Certiorari, after calling for the records, quash the proceedings No.AP/RO/RC (C&R)/3151/SRO-WGL/26B/2004/804 dated. 25.11.2004 and consequently declare that the hamalies engaged by the farmers are not employees of the petitioner society for the purpose of E.P.F and M.P. Act 1952.

The petition coming on for hearing, upon perusing the petition and the affidavit filed in support there of and the order of the High Court dated 31-01-2005 made herein and upon hearing the arguments of Mr. G. Vidyasagar, Advocate for the Petitioner and of Mr. R.N. Reddy SC for Provident Fund kon behalf of the Respondent No. 1 the Court made the following

ORDER

Interim stay is extended by another two weeks.

Post on 25-02-2005.

ASSISTANT REGISTRAR

// TRUE COPY //

for ASSISTANT REGISTRAR

To

1 The Regional Provident Fund Commissioner-II (C&R) Employees Provident
Fund Organisation, 3-4-783, Bhavishyanidi Bhawan, Barkatpura, Hyderabad,
2 Durgaiah S/o.Veeramallu R/o.Mulkanoor Post Bheemadevarapalli Mandal
Karimnagar District.
3 M. Raja Mallu S/o.Mallaiah Mulkanoor Post Bheemadevarapalli Mandal Karimnagar District.
4 Sethuri Komaraiah s/o. Gattaiah Mulkanoor Post Bheemadevarapalli Mandal Karimanagar District.
5. Boda Saraiah S/o.Ilaiah Kothapalli Bheemadevarapalli Mandal Karimnagar
District.
6 Racharla Ravi S/o.Kanakaiah Gatta Narasingapur Bheemadevarapalli Mandal Karimnagar District.
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9 Boinapalli Ratnakara Rao S/o.Not known to petitioner

Bheemadevarapalli village and Mandal Karimnagar District.

10 Ballampalli Ramulu S/o.Not known to petitioner
Beemadevarapalli village and Mandal Karimnagar District.

11 Pattipaka Komarelii S/o.Not known to petitioner
Bheemadevarapalli village and Mandal Karimnagar District.

12 One cc to Mr. G. Vidyasagar Advocate (OPUC)

13 One spare copy.

HIGH COURT

KCB J

DATED: 11-02-2005

ORDER

WP NO. 1115 OF 2005

INTERIN STAY EXTENDED

Drafted by:nwa
Dated: 14-02-2005

HIGH COURT

KCB J

DATED: 11-02-2005

Note: Post on 15-02-2005

ORDER

WP NO. 1115 OF 2005

INTERIN STAY EXTENDED